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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

CARL AMARAL :
: CA 07 110
VS. : C. A. NO.
: Jury Trial Demanded
LOWE'S HOME CENTERS, INC. :

COMPLAINT

1. The plaintiff is a resident of the State of Rhode Island.

2. The defendant is a business entity organized under the laws of the State of North Carolina with its principal place of business located in North Carolina and registered to do business throughout the United States, including the Commonwealth of Massachusetts and the State of Rhode Island.

3. On or about April 20, 2006, the plaintiff was a customer in the defendant's store located at 1000 Fall River Avenue, Seekonk, Massachusetts.

4. The plaintiff was interested in the purchase of a certain tool (nail gun) and sought the assistance of one of the defendant's employees for further explanation and/or demonstration of the defendant's goods.

5. While in the process of demonstrating a particular nail gun to the plaintiff, said employee negligently released the triggering device which caused its spring-loaded mechanism to sever/amputate the tip of the plaintiff's left index finger.

6. The plaintiff was, at all times, in the exercise of due care.

7. Said employee's actions were within the scope of his employment with the defendant and were in furtherance of the defendant's business.

8. As a result of said conduct on the part of the defendant and its employee, the plaintiff has been left with a permanent injury and resulting damages, in an amount sufficient to invoke the jurisdiction of this court.

PLAINTIFF,
By his Attorney,

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